

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Application of U.S. Appln. 1 Confirmation	No. : 10/716,141) Art Unit:) Examiner:	1614 To be assigned
U.S. Filing D	Pate: November 18, 2003 httion: XANTHINE DERIVATIV THEIR USE AS PHARMAC	•	
Attny. Docke	et No.: 1/1419		
Commissione P. O. Box 14 Alexandria, V		•	
June 21, 2004	4		
TRANSM	IITTAL LETTER FOR INFOR	MATION DISCI	LOSURE STATEMENT
Sir:			
	herewith concerning the subject ap orm 1449A/B) under 37 C.F.R. §§		
§1.53 (d); ii) 37 C.F.R. §1 on the merits	b). This Statement is being for onal application other than a continuith within three (3) months of the date .491 in an international application; or iv) before the mailing of a first amination under 37 C.F.R. §1.114.	nued prosecution are of entry of the nation; iii) before the mate of the first office action after the material are supported in the support of the support	ational stage as set forth in alling of a first Office action
notice of allo	c). This Statement is being f (b), but before the mailing date of: owance under 37 C.F.R. §1.311, or ation. This Statement is being account	i) a final action u iii) an action that	nder 37 C.F.R. §1.113, ii) a
	A statement as specified in 37 C	C.F.R. §1.97(e) [se	ee below]; or
	The fee set forth in 37 C.F.R. §1	.17(p).	
	The Commissioner is her	•	

	1.97(d). This Statement is being filed after the period specified in 37 C.F.R. c) but on or before payment of the issue fee. This Statement is accompanied by a ent as specified in 37 C.F.R. §1.97(e) [see below] and the fee set forth in 37 C.F.R. p).
	1.97(e).
	Each item of information contained in the instant information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three (3) months prior to the filing of the instant information disclosure statement; or
	No item of information contained in the instant information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing this certification after making reasonable inquiry, no item of information contained in the instant information disclosure statement was known to any individual designated in 37 C.F.R §1.56(c) more than three (3) months prior to the filing of the instant information disclosure statement.
	The fee set forth in 37 C.F.R. §1.17(p).
	The Commissioner is hereby authorized to charge payment of the \$180.00 fee set forth in 37 C.F.R. §1.17(p) to Deposit Account No. 02-2955.
counte in sect	1.704(d). Each item of information contained in the accompanying information sure statement was cited in a communication from a foreign patent office in a rpart application, which communication was not received by any individual designated ion 1.56(c) more than thirty (30) days prior to the filing of the accompanying ation disclosure statement.
	The Commissioner is hereby authorized to charge payment of any additional filing quired under 37 C.F.R. §1.16 and any patent application processing fees under 37 §1.17, or credit any overpayment of same, to Deposit Account No. 02-2955.

Triplicate copies of this form are enclosed.

Respectfully submitted,

Susan K. Pocchiari

Attorney for Applicant(s)

Reg. No. 45,016

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I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to:

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Susan K. Pocchiari, Reg. No. 45,016

PTO/SB/08a (08-03)
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INFORMATION DISCLOSURE
STATEMENT BY APPLICANT

Substitute for form 1449A/PTO

Complete if Known

Application Number 10/716,141

Filing Date November 18, 2003

First Named Inventor Matthias Eckhardt et al

Art Unit 1614

Examiner Name To be assigned

(Use as many sheets as necessary)

Sheet 1 of 1 Attorney Docket Number 1/1419

U. S. PATENT DOCUMENTS

			U. S. PATENT D	OCUMENTS	
Examiner Initials*	Cite No. ¹	Document Number Number-Kind Code ^{2 (f known)}	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
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	FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Document Country Code ³ Number ⁴ Kind Code ⁵ (# known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	₽₽	
		WO 02/24698 A1	03/28/2002	Schering Corporation			
		WO 03/004496 A1	01/16/2003	Novo Nordisk A/S		Π	
***************************************		WO 03/104229 A1	12/18/2003	Eisai Co. Ltd	}~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~		
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Examiner	Da	ate	-	
Signature	l co	onsidered		

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional). 2 See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. 3 Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 4 For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. 6 Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Substitute for form 1449B/PTO				Complete if Known		
				Application Number	10/716,141	
INFORMATION DISCLOSURE			SURE	Filing Date	November 18, 2003	
STATEMENT BY APPLICANT		First Named Inventor	Matthias Eckhardt et al			
				Art Unit	1614	
(Use as many sheets as necessary)		Examiner Name	To be assigned			
Sheet		of		Attorney Docket Number	1/1419	

NON PATENT LITERATURE DOCUMENTS				
Examiner Initials*	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T²	
		International Search Report Reference No. PCT/EP 03/12821		
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Examiner	<u> </u>	Date		
Signature		Considered		

^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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1 Applicant's unique citation designation number (optional).

2 Applicant is to place a check mark here if English language Translation is attached.

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